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|                                                                                                                         |                                 | Case 09-14814-gwz Doc 496 Entered 09/22/09 11:02:57 Page 2 of 7                    |
|-------------------------------------------------------------------------------------------------------------------------|---------------------------------|------------------------------------------------------------------------------------|
| LARSON & STEPHENS 810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Tel: (702) 382-1170 Fax: (702) 382-1169 |                                 | Affects:                                                                           |
|                                                                                                                         | 1                               | All Debtors Affects the following Debtor(s)                                        |
|                                                                                                                         | 3                               |                                                                                    |
|                                                                                                                         | 4                               | NOTICE OF ENTRY OF ORDER                                                           |
|                                                                                                                         | 5                               | TO: ALL INTERESTED PARTIES:                                                        |
|                                                                                                                         | 6                               | YOU ARE HEREBY NOTICED that an ORDER APPROVING STIPULATION RE                      |
|                                                                                                                         | 7                               | PARAGRAPH 5(E) OF CASH COLLATERAL ORDER RE SIGNATORIES NEEDED TO                   |
|                                                                                                                         | 8                               | ISSUE CHECKS [Re: Docket No. 236] was entered on September 22, 2009. A copy of the |
|                                                                                                                         | 9                               | Order is attached hereto.                                                          |
|                                                                                                                         | 10                              | DATED this 22nd day of September, 2009.  LARSON & STEPHENS                         |
|                                                                                                                         | 11                              | LANSON & STEITHENS                                                                 |
|                                                                                                                         | 12                              | /s/ Zachariah Larson, Esq.                                                         |
|                                                                                                                         | 13                              | Zachariah Larson, Bar No. 7787<br>Kyle O. Stephens, Bar No. 7928                   |
|                                                                                                                         | 14                              | 810 S. Casino Center Blvd., Suite 104<br>Las Vegas, NV 89101                       |
|                                                                                                                         | 15                              | Attorneys for Debtor                                                               |
|                                                                                                                         | 16                              |                                                                                    |
|                                                                                                                         | 17                              |                                                                                    |
|                                                                                                                         | 18                              |                                                                                    |
|                                                                                                                         | 19                              |                                                                                    |
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Case 09-14814-qwz Doc 496 Entered 09/22/09 11:02:57 Page 3 of 7 Case 0<u>9-14</u>814-lbr Doc 493 Entered 09/22/09 08:27:50 Page 1 of 5 BANKRUA 1 Entered on Docket September 22, 2009 3 Hon, Linda B, Riegle **United States Bankruptcy Judge** 4 Ī Ġ 7 James L Stang, Esq. (CA Bar No. 94435) Shirley S. Cho, Esq. (CA Bar No. 192616). Ś Werner Disse, Esq. (CA Bar No. 143458) 5) PACHULSKI STANG ZIEHL & JONES LLP 10100 Sunta Monica Blvd., 11th Floor 10 Los Angeles, California 90067-4100 Telephone: 310/277-6910 ij Fucsimile: 310/201-0760 Email: [stang@pszjlaw.com 12 scho@pszilaw.com Ì wdisse@oszilaw.com 14 Zachariah Larson, Esq. (NV Bar No. 7787) LARSON & STEPHENS 15 810 S. Casino Center Blvd., Stc. 104 16 Las Vegas, NV B9101 Telephone: 702/382,1170 17 Facsimile: 702/382.1169 Email: zlarson@lsluwnv.com 13 Attorneys for Debtors and Debtors in Possession 19 20 UNITED STATES BANKRUPTCY COURT 21 FOR THE DISTRICT OF NEVADA 22 Case No. 09-14814 LBR In re: 23 THE RHODES COMPANIES, LLC, aka "Rhodes 24

In re:

Case No. 09-14814 I

THE RHODES COMPANIES, LLC, aka "Rhodes
Homes," et al.,

Debtors.

Affects All Debtors

Affects the following Debtors:

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<sup>&</sup>lt;sup>1</sup> The Debtars in these cases, stong with their case monthers are: Heritage Lord Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14214); Telles Hobbings, LLC (Case No. 09-14617); Apacha Franciag, LLC (Case No.

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Fax: (702) 382-4169

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## ORDER APPROVING STIPILATION REPARAGRAPH 5(E) OF CASH COLLATERAL ORDER RE SIGNATORIES NEEDED TO ISSUE CHECKS IRe: Docket No. 2361

Upon consideration of the Stipulation re Paragraph 5(e) of the Cash Collateral re-Signatories Needed to Issue Checks [Docket No. 488] (the "Stipulation"), a copy of which is attached hereto for reference, and good cause appearing,

IT IS HEREBY ORDERED that the Stipulation is approved.

APPROVED / DISAPPROVED:

DATEA this Bangar September 2009.

Augus Al/Landis

Office of the United States Trustee

300 Las Vegas Blvd, S., Stc. 4300

Las Vegas, NV 89101

Submitted by:

DATED this 16th day of September 2009.

By: /s/Zacheriah Lurson LARSON & STEPHENS

Zucheriah Larson, Esq. (NV Bar No 7787)

Kyle O. Stephens, Esq. (NV Bor No. 7928)

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zlarson@isiawnv.com

Attorneys for Debtors and

Debtors in Possession

99-14518); Genoritino Planthing LLC (Casa No. 99-14520), Gang-Ho Concrete LLC (Case No. 99-14522), Brave, Inv. [Case No. 99-14825); Elkhom Parmers, A Neveda Limited Parmership (Case No. 09-14525); Sin Fouthers Holdings, LLC (Case No. 09-14813]; Elkžiom lovestments, Inc. (Cuse No. 09-14817); Jangal, LLC (Cuse No. 09-14819); Rhadey Renity, Inc. (Cuse No. 09-14843 jr C & J Hithlipps, Inc. (Case No. 39-14843); Rhodes Ranch General Parinership (Case No. 19-14344); Rhodes Design and Development Corporation (Case No. 02-14846); Percel 20 LLC (Case No. 02-14848); Testany Acquisitions IV LLC (Case No. 49-14849); Tuscany Acquishtors (H U.C (Case No. 09-14850); Tuscany Acquishters II, LLC (Case No. (0-14852); Tuscany Acquisitions, LLC (Case No. 89-14553); Rhodes Ranch Galf and Conney Clair, LLC (Case No. 69-14554); Overflow, LP (Case Na. 89-14856); Wallbund, LP (Case No. 89-14858); Jackkalfe, LP (Case No. 89-14868); Balcave, LP (Case No. 89-14861); Chalkiine, LP (Case No. 09-14362); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Blodes Actoria Properties, LLC (Case No. 89-14865); Bindes Homes Arizoni, LLC (Case No. 89-14582); Tustany Golf Country Club, LLC [Case No. 89-14854); and Pinnacle Grading, LLC (Case No. 89-14887).

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Case 09-14814-lbr Doc 488 Entered 09/16/09 11:20:57 Page 1 of 3 1 James I. Stang, Esq. (CA Bar No. 94435) E-File: September 16, 2009 Shirley S. Cho. Esq. (CA Bar No. 192616) 7 Werner Disse, Esq. (CA Bar No. 143458) PACHULSKI STANG ZIEHL & JONES LLP 3 10100 Santa Monica Blvd., 11th Floor Los Angeles, California 90067-4100 4 Telephone: 310/277-6910 ž Facsimile: 310/201-0760 Email: jstang@pszjlaw.com ő scho@pszijaw.com wdisse@bszilaw.com 7 Zachariak Larson, Esq. (NV Bar No. 7787) Х LARSON & STEPHENS 9 '810 S. Casino Center Blvd., Stc. 104 Las Veges, NV 89101 10 Telephone: 702/382.1170 Facsimiic: 702/382.1169 11 Emaii: zlarson@lslewnv.com 12 Attorneys for Debtors and Debtors in Possession 13 14 UNITED STATES BANKRUPTCY COURT 15 FOR THE DISTRICT OF NEVADA 16 In re: Case No. 09-14814 LBR 17 THE RHODES COMPANIES, LLC, aka "Rhodes Homes," et el., 18 Debtors. 19 Affects All Debiors 20 Affects the following Debtors: 21 22 23 <sup>1</sup> The Debtors in these cases, along with their case rounders are: Harlings Lond Company, LLC (Cose No. 09-14778); The Mixides Componies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apoche Franciag, LLC (Case No. 24 09-14818]; Geronimo Plantifag LLC (Case No. 09-14820); Gang-Ho Conercte LLC (Case No. 09-14822); Brava, Inc. (Case No. 25 09-14825]; Elkitora Pariners, A Nevada Licrited Parinership (Case No. 99-14828); Six Feedbers Holdings, LLC (Case No. 99-14333); Elkhora Investments, Inc. (Case No. 69-14837); Jarupa, E.L.C (Case No. 89-(4839); Rincles Realty, Inc. (Case No. 69-26 14841); C & I Holdings, Inc. (Case No. 09-14843); Rhodes functs Coneral Partnership (Case No. 09-14844); Rhodes Designand Development Corporation (Case No. 09-14848); Percel 50 LLC (Case No. 09-14848); Tascany Acquisitions IV LLC (Case No. 09-14850); Transary Acquisitions III LLC (Case No. 09-14850); Transmy Acquisitions II, LLC (Case No. 09-14852); Taserny 27 Acquisitions, LLC (Case No. 09-14853); Rhades Ranch Galf Country Club, LLC (Case No. 09-14854); OverBay: LP (Case No. 28 09-14856); Walfanard, LP (Case No. 09-14858); Jackin Ilè, LP (Case No. 02-14860); Botraye, LP (Case Ne. II9-14861). Challdine, LP (Case No. 09-14862); Olynda, LP (Case No. 09-14865); Tiek, LP (Case No. 09-14866); Rhodes Arizana Properties, LLC (Casa No. 09-14868); Rhedes Homes Adizona, LLC (Casa No. 09-14882); Tuscady Colf Curatry Clab, LLC (Disa No. 09-14884); and Pientele Grading, LLC (Case No. 09-14887).

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STIPULATION RE PARAGRAPH 5(E) OF CASH COLLATERAL ORDER RE SIGNATORIES NEEDED TO ISSUE CHECKS [Docket No. 236]

This Stinutation is entered into by and between the Debtors, the First Lien Steering Committee ("FLSC"), and the Administrative Agent for the First Lien Lenders (the "Agent"). The foregoing parties (together, the "<u>Parties</u>") bereby enter into this Stipulation and agree as follows:

## RECITALS

WHEREAS, on April 30, 2009, the Court entered that Final Stipulated Order (I) Authorizing Use of Cash Collateral Pursuant to Sections 105, 361, 362 and 363 of the Bankruptcy Code and (II) Granting Adequate Protection and Super Priority Administrative Expense Priority to Prepetition Secured Lenders re Debtors' Motion for Interior and Final Orders Pursuant to Sections 105, 361, 362, 363, and 364, etc. [Docket No. 126] (the "Final Cash Colleteral Order"). Capitalized terms not defined herein shall have the meaning ascribed to such terms in the Final Cash Collateral Order;

WHEREAS, due to personnel changes, the Debtors have requested that paragraph 5(e) of the Fixel Cash Collateral Order be revised as per the below agreement and the FLSC and the Agent have consented;

NOW THEREFORE, in consideration of the mutual covenants contained herein, and other good and valuable consideration (the receipt and sufficiency of which are acknowledged), it is hereby stipulated and agreed by and between the Parties as follows:

## AGREEMENT

1. Paragraph 5(e) of the Final Cash Collateral Order is hereby revised as follows: "Dishursement Authority. During the Cash-Colinteral Period, all amounts paid by the Debtors." must be approved by two of the following (with checks drawn on any Debtor's bank accounts to be signed by two of the following): (i) the Debtors' Director of Legal Services; (ii) the Debtors' Case 09-14814-gwz Doc 496 Entered 09/22/09 11:02:57 Page 7 of 7 Case 09-14814-lbr Doc 493 Entered 09/22/09 08:27:50 Page 5 of 5

Case 09-14614-lbr Doc 488 Entered 09/16/09 11:20:57 Page 3 of 3 Chief Financial Officer, (iii) the Dobtors' Controller, (iv) the Dobtors' Assistant Controller, or 1 (v) the Debtors' Vice President, Finance, provided, that neither Jim Rhodes nor any relative or 2 affiliate of Jim Rhodes shall serve in any of the foregoing capacities." 3 4 Dated: September 16, 2009 5 6 7 APPROVED APPROVED ß By: <u>/s/ Ramon M. Naguiat</u> By: /s/ Philip C. Dublin 9 AKIN GUMP STRAUSS SKADDEN, ARPS, SLATE, HAUER & FELD LLP MEAGHER & FLOM LLP Ira S. Dizengoff (NY Bar No. 2565687) Ramon M. Naguist Las Vegns, Nevads 89101 Tel: (702) 382-1170 Fox: (702) 382-1169 11 Philip C. Dublin (NY Bar No. 2959344) 300 S. Grand Ave., #3400 Abid Qureshi (NY Bar No. 268437) Los Angeles, CA 90071 12 Олс Bryant Park New York, NY 10036 Counsel for Credit Suisse, Cayman Islands 13 Branch, as Agent for First Lien Lenders Coursel for the First Lien Steering Committee 14 15 APPROVED ìΰ By: /s/James 1. Stang 17 James I. Stang Pachulski Stang Ziehl Young & Jones LLP 18 10100 Santa Monica Blvd., 11th Floor 19 Los Angeles, CA 90067 20 Counsel for Debtors and Debtors-in-Postession 21 22 23 24 25 26 27 28

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